

\*\*\*\*\* **UNITED STATES DISTRICT COURT** \*\*\*\*\*

**NORTHERN**

**DISTRICT OF**

**NEW YORK**

**JUDGMENT IN A CIVIL CASE**

**DOCKET NO. 3:05-CV-0089 (LEK/DEP)**

**ROBERT E. BAKER,**

**Plaintiff,**

**-against-**

**JO ANNE B. BARNHART, Commissioner  
of Social Security Administration,**

**Defendants.**

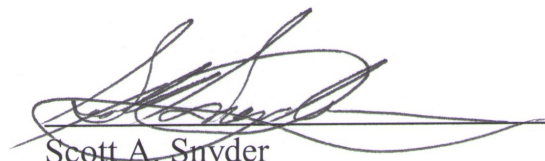
\_\_\_\_\_ **JURY VERDICT.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

XX **DECISION by COURT.** This action came to trial or hearing before the Court. The issues have been tried and a decision has been rendered.

**IT IS ORDERED and ADJUDGED** that in the above entitled action, the Report-Recommendation of the Honorable David E. Peebles, United States Magistrate Judge for the Northern District of New York, dated November 21, 2006, is **APPROVED** and **ADOPTED** in its **ENTIRETY**; and it is further **ORDERED** that the action is **DISMISSED** in its **ENTIRETY** in favor of the Defendant (the decision of the Commissioner is affirmed) and against the Plaintiff; In accordance with the **DECISION** and **ORDER** of the Honorable Lawrence E. Kahn, U.S. District Judge for the Northern District of New York, dated January 23, 2007.

**DATE:** January 23, 2007

**LAWRENCE K. BAERMAN**  
CLERK OF THE COURT

  
**Scott A. Snyder**  
Courtroom Deputy to the  
Honorable Lawrence E. Kahn